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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

FRANCISCO TORRES-SALAS,

Petitioner,

v.

ERIC H. HOLDER Jr., Attorney General,

Respondent.

No. 06-75830

Agency No. A092-662-756

MEMORANDUM^{*}

On Petition for Review of an Order of the
former Legalization Appeals Unit

Submitted September 14, 2009^{**}

Before: SILVERMAN, RAWLINSON, and CLIFTON, Circuit Judges.

Francisco Torres-Salas, a native and citizen of Mexico, petitions for review of the former Legalization Appeals Unit's ("LAU") order dismissing Torres-Salas' appeal from the denial of his Special Agricultural Worker ("SAW") application.

^{*} This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

^{**} The panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

We have jurisdiction pursuant to 8 U.S.C. § 1252. We review for abuse of discretion the denial of a SAW application, *Perez-Martin v. Ashcroft*, 394 F.3d 752, 758 (9th Cir. 2005), and we deny the petition for review.

The LAU did not abuse its discretion in dismissing Torres-Salas' SAW appeal where Torres-Salas provided insufficient evidence of qualifying employment. *See Perez-Martin*, 394 F.3d at 759-60 (to overcome derogatory government evidence, an applicant must provide enough evidence to show qualifying employment "as a matter of just and reasonable inference") (quoting 8 U.S.C. § 1160(b)(3)(B)(iii)).

PETITION FOR REVIEW DENIED.